

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mazany, et al.

Examiner: P. Marcantoni

Serial No.: 09/871,998

Group Art Unit: 1755

Filed: June 1, 2001

Date: August 13, 2004

For: INORGANIC MATRIX COMPOSITION AND COMPOSITES INCORPORATING
THE MATRIX COMPOSITION

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AUG 16 2004

Commissioner for Patents

P.O. Box 1450

OFFICE OF PETITIONS

Alexandria, VA 22313-1450

PETITION TO WITHDRAW APPLICATION FROM ISSUE
ACCORDING TO 37 CFR §1.313

Sir:

Applicants hereby petition the Patent and Trademark Office to consider the attached Request for Continued Examination in compliance with §1.114 inasmuch as the prior art from the International Search Report in the corresponding international application was not cited in the above-identified application. Applicants enclose the Request for Continued Examination with the filing fee of \$770.00 to be charged to the Deposit account, the Information Disclosure Statement citing the prior art, PTO Form-1449, copies of foreign documents and the Petition fee of \$130.00 by deposit account.

The Commissioner is hereby authorized to charge the RCE and Petition fees of \$900.00 to **Deposit Account No. 08-3150**. The Examiner is also authorized to charge any additional fees which might be required or credit any overpayment of fees with regard to the attached document(s) to **Deposit Account No. 08-3150**.

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The issue fee has been paid. However, the Applicants are withdrawing the application before grant in order for the Examiner to consider the above-noted prior art.

The Patent Office is respectfully requested to immediately consider and grant this petition inasmuch as the patent is about to grant in the near future, and to accept the Request for Continued Examination submitted herewith.

If any further items need to be addressed, a telephone call to the undersigned is respectfully requested.

Respectfully submitted,

HUDAK, SHUNK & FARINE CO. LPA

A handwritten signature in cursive script, appearing to read "Daniel J. Hudak".

By: Daniel J. Hudak, Esq.
Registration No. 25,879

DJH/lb

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Cuyahoga Falls, OH 44221
(330) 535-2220

Attorney Docket No.: 200EP040A

(GOODR-A-2-RCE)

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CERTIFICATION OF FACSIMILE TRANSMISSION

(Facsimile: No. 703-872-9306 – Pages 40)

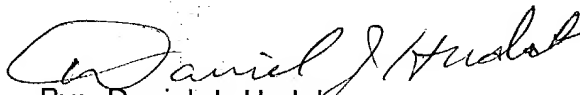
Sir:

The undersigned hereby certifies that the attached **PETITION TO WITHDRAW APPLICATION FROM ISSUE, REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL, INFORMATION DISCLOSURE STATEMENT, PTO FORM-1449 AND COPIES OF FOUR FOREIGN/ARTICLE REFERENCES** are being transmitted herewith via facsimile to the U.S. Patent and Trademark Office, Washington, D.C. 20231, on **August 13, 2004**.

The Commissioner is hereby authorized to charge any fees which might be required or credit any overpayment of fees with regard to the attached document(s) to Deposit Account No. **08-3150**.

Respectfully submitted,

HUDAK, SHUNK & FARINE CO. LPA



By: Daniel J. Hudak

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